

Message Text

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ACTION ARA-20

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FM AMEMBASSY SANTIAGO

TO SECSTATE WASHDC IMMEDIATE 6302

DEA HQS IMMEDIATE

C O N F I D E N T I A L SANTIAGO 5195

EO 11652: GDS

TAGS: CI, PINT, SNAR

SUBJ: GFT: FUGITIVES

REF: A) SANTIAGO 5147; B) SANTIAGO 5083; C) SATE 197825, PARA 14

1. EMBASSY HAS RECEIVED NOTE FROM FONMINISTRY ACKNOWLEDGING OUR REQUESTS FOR PROVISIONAL ARRESTS PENDING EXTRADITION OF FUGITIVES NAMED REFTEL (B).

2. SUBSTANTIVE PARTS OF NOTE FOLLOW IN EMBASSY TRANSLATION:
BEGIN QUOTE ... INREFERENCE TO VERBAL NOTES 391, 392, 394 AND 396, STATES THAT THE REQUESTS FOR PORVISIONAL ARREST CONTAINED THEREIN HAVE BEEN TRANSMITTED TO THE SUPREME COURT OF JUSTICE AND TO THE RESPECTIVE ADMINISTRATIVE AUTHORITIES. AT THE SAME TIME, THE MINISTRY REMINDS THE EMBASSY THAT IN ACCORDANCE WITH CHILEAN LEGISLATION, IT IS NECESSARY THAT THESE REQUESTS FOR EXTRADITION BE PROMPTLY FORMALIZED AND ACCOMPANIED BY THE PERTINENT LEGAL DOCUMENTS TO BACK SAID PETITIONS. END QUOTE

3. AS REPORTED IN REFTELS (A) AND (B), FOUR CHILEAN FUGITIVES AND ONE ARGENTINE HAVE ALREADY BEEN ARRESTED: CLADIMIR BANDERA, OSCAR LETELIER BUSECA, EMILIO QUINTEROS, MARIO SILVA LEIVA, AND JUAN CARLOS CANONICO (ARGENTINE). CASE
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OF URUGUYAN NATIONAL ADOLFO SOBOSKI, NOW UNDER ARREST IN

US, NO LONGER ENTERS INTO THIS EXCHANGE WITH GOC. UNDER CHILEAN LAW, DOCUMENTATION MUST BE PRESENTED WITHIN 60 DAYS FROM TIME OF ARREST. URGENT ACTION IS REQUIRED, AS SOME OF THE ARRESTS WERE MADE OVER A WEEK AGO AND THE LOCAL ATTORNEY MUST REVIEW AND PREPARE TRANSLATIONS OF ALL DOCUMENTATION. DOCUMENTATION AS PROMISED IN REFTEL (C) SHOULD BE SENT SOONEST. EMBASSY ASSUMES DOCUMENTATION ON OTHER FUGITIVES NOT YET ARRESTED IS BEING PREPARED.

4. CHILEAN PRACTICE REQUIRES THAT STATE REQUESTING EXTRADITION PROVIDE ITS OWN LEGAL REPRESENTATION TO CARRY REQUEST THRU CHILEAN COURTS. IT IS IMPERATIVE THAT LOCAL COUNSEL BE HIRED AS QUICKLY AS POSSIBLE BY USG TO CONTEST LEGAL EFFORTS OF FUGITIVES WHO ARE ALREADY WELL REPRESENTED BY LOCAL ATTORNEYS. DEA SANTIAGO IS IN COMMUNICATION WITH DEA WASHINGTON CONCERNING RETENTION OF A LOCAL ATTORNEY AND POSSIBLY A TRANSLATOR.
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